



04-22-02

Receipt

PATENTS
112025-0440

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re The Application of:
Earl Cohen

Serial No.: 09/053,237

Filed: April 1, 1998

For: ROUTE/SERVICE PROCESSOR
SCALABILITY VIA FLOW-
BASED DISTRIBUTION OF
TRAFFIC

Examiner: Elallam, A.

Art Unit: 2662

Cesari and McKenna, LLP
88 Black Falcon Avenue
Boston, MA 02210
April 19, 2002

"Express Mail" Mailing-Label Number: EL736452386US

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MAY 07 2002

Technology Center 2600

Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

PETITION TO THE COMMISSIONER

Applicant respectfully petitions that the Commissioner not publish the above-identified application on July 11, 2002, as indicated on the enclosed copy of an erroneous filing receipt.

REMARKS

On April 1, 2002 Applicant simultaneously filed a Continued Prosecution Application and a Request and Certification Under 35 U.S.C. 122(b)(2)(B)(i) to prevent the

CPA from being published. A copy of the Request and return receipt postcard are enclosed herewith.

Also enclosed herewith are a Request to Correct Filing Receipt asking that the filing receipt be corrected to indicate that a Non-Publication Request was timely filed, as well as a marked up copy of the filing receipt indicating the requested change.

RELIEF

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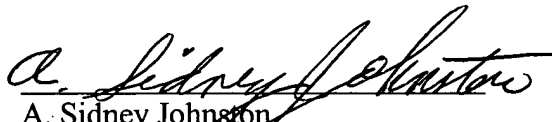
Applicant asks that:

1. The application not be published.
2. That a corrected filing receipt be issued to indicate that the application is not being published.

Applicant respectfully urges that the fee for this Petition be waived since the error was caused by the Patent and Trademark Office.

Please charge any additional fee occasioned by this paper to our Deposit Account No. 03-1237.

Respectfully submitted,


A. Sidney Johnston
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